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SENATE BILL 5982

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State of Washington

57th Legislature

2001 Regular Session

By Senator Prentice

Read first time 02/12/2001. Referred to Committee on Labor, Commerce & Financial Institutions.

1 AN ACT Relating to moving and relocation expenses; and amending RCW  
2 8.26.035.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 8.26.035 and 1988 c 90 s 3 are each amended to read as  
5 follows:

6 (1) Whenever a program or project to be undertaken by a displacing  
7 agency will result in the displacement of any person, the displacing  
8 agency shall provide for the payment to the displaced person of:

9 (a) Actual reasonable expenses in moving himself, his family,  
10 business, farm operation, or other personal property;

11 (b) Actual direct losses of tangible personal property as a result  
12 of moving or discontinuing a business or farm operation, but not to  
13 exceed an amount equal to the reasonable expenses that would have been  
14 required to relocate the property, in accordance with criteria  
15 established by the lead agency;

16 (c) Actual reasonable expenses in searching for a replacement  
17 business or farm; and

18 (d)(i) Actual reasonable expenses necessary to reestablish a  
19 displaced farm, nonprofit organization, or small business at its new

1 site, by rule, in accordance with criteria established by the lead  
2 agency(~~(, but not to exceed ten thousand dollars)~~)).

3 (ii) All rules adopted to establish reasonable expenses under this  
4 subsection (1)(d) shall be made prior to December 1st of any year and  
5 do not take effect before the end of the regular legislative session  
6 the following year.

7 (2) A displaced person eligible for payments under subsection (1)  
8 of this section who is displaced from a dwelling and who elects to  
9 accept the payments authorized by this subsection in lieu of the  
10 payments authorized by subsection (1) of this section may receive an  
11 expense and dislocation allowance determined according to a schedule  
12 established by the lead agency.

13 (3) A displaced person eligible for payments under subsection (1)  
14 of this section who is displaced from the person's place of business or  
15 farm operation and who is eligible under criteria established by the  
16 lead agency may elect to accept the payment authorized by this  
17 subsection in lieu of the payment authorized by subsection (1) of this  
18 section. The payment shall consist of a fixed payment in an amount to  
19 be determined according to criteria established by the lead agency,  
20 except that the payment shall be not less than one thousand dollars nor  
21 more than twenty thousand dollars. A person whose sole business at the  
22 displacement dwelling is the rental of that property to others does not  
23 qualify for a payment under this subsection.

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